

BOARD OF COUNTY COMMISSIONERS' MEETING

THURSDAY, MARCH 18, 2010

THIRD FLOOR MEETING ROOM

Revised #2  
3/16/10

AGENDA

8:00 A.M. – ADMINISTRATIVE FUNCTION MEETING

I. 9:30 A.M. - CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. COMMISSIONERS COMMENTS

IV. AGENDA BRIEFING

Tuesday, March 23, 2010, at 8:30 a.m.

- Proposed Amendments to the Frederick County Water and Sewerage Amendments - Fall 2009 - Tim Goodfellow, Planning Division

V. CONSENT AGENDA - (See Attached Detailed Listing of Consent Agenda Items)

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*The Consent Agenda Committee thoroughly reviewed the items considered for the Consent Agenda. The County Commissioners are in receipt of the documentation for each agenda item, which they reviewed in advance. The County Commissioners will not discuss the agenda items and will vote on the Consent Agenda in the form of one motion. However, before making a motion, any of the County Commissioners may request the removal of an item from the Consent Agenda for separate consideration.*

VI. ADMINISTRATIVE BUSINESS *(Public comments are not received for administrative business items, but will be accepted at the end of the meeting.)*

- A. Cost Estimate for Board of County Commissioners' Retirement Plan Improvement - Kate Hoffman, Mercer, Inc. and Tracy Lobuts, Human Resources Division  
(Board Decision)

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- B. Consideration to Accept Petition to Enter into a Developers Rights and Responsibilities Agreement (DRRA) - Gary Hessong, Permitting and Development Review Division  
(Board Decision)

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The following item was added to the agenda:

- C. Decision on Libertytown Growth Area and Sewer Classification as it Relates to Certain Properties on the Southern Border of the Growth Area – Eric Soter and Jim Gugel, Planning Division  
(Board Decision)

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- D. Legislative Issues

VII. COMMISSIONERS COMMENTS

VIII. PUBLIC COMMENTS – (3 MINUTE PRESENTATION)

IX. QUESTIONS – PRESS

OVER

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**X. CLOSED SESSION/ADMINISTRATIVE FUNCTION**

- Maryland Annotated Code State Government Article § 10-508(a)(7) To consult with counsel to obtain legal advice on a legal matter; (8) To consult with staff, consultants, or other individuals about pending or potential litigation; and (1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals.

**Topic** – To discuss the status of pending lawsuits with the County Attorney's Office. **A**

**Topic** – To consult with legal council to obtain legal advice on an appeal of a Board of Appeals decision to the Frederick County Circuit Court. **B**

**Topic** – To consult with legal council to obtain legal advice on an appeal of a Frederick County Circuit Court decision to the Court of Special Appeals of Maryland. **C**

**Topic** – To discuss the reorganization of parts of the county government including the discussion of personnel matters that affect specific employees.

**XI. ADJOURN**

**The following meeting has been cancelled:**

**3:00 P.M. COUNTY/MUNICIPALITIES MEETING**

The County's Lobbying Ordinance (Chapter 1-7.2 of the Code) requires the registration of individuals and entities that qualify as lobbyists. If you will be testifying before the Board of County Commissioners, the Ordinance may require that you register as a lobbyist. If you have a question as to the applicability of this Ordinance, please contact the County Attorney's Office at (301) 600-1030.

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***CONSENT AGENDA DETAIL***

**BID AWARD**

1. [Purchasing Memo #10-151](#) – Bid 10-CP-63A and 10-CP-64A, Water Supply and Sanitary Sewer Improvements Lake Linganore at Eaglehead for Village of Pinehurst and Village of Nightingale  
Award to: Kinsley Construction, Inc. in the amount of \$5,910,726 for Bid 10-CP-63A and  
Jerry Justice Excavating, Inc. in the amount of \$603,145 for Bid 10-CP-64A

**GRANTS**

1. [FY 2011 Governor's](#) Office of Crime Control and Prevention - Domestic Violence Unit Program (DVUP) Grant Application - Marty Gallagher, Sheriff's Office
2. [FY 2011 Governor's](#) Office of Crime Control and Prevention - Sex Offender Compliance Enforcement in Maryland (SOCEM) Grant Application - Marty Gallagher, Sheriff's Office

**CHANGE ORDER**

1. [Citizens Care](#) and Rehabilitation Center/Montevue Home Design Change Order No. 10 - David Grossweiler, Public Works Division